



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/963,333	09/24/2001	Vincent P. Stanton JR.	11926-015002	9730

7590 06/07/2002
ANITA L. MEIKLEJOHN, PH.D.
Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804

EXAMINER

CHAKRABARTI, ARUN K

ART UNIT PAPER NUMBER

1634

DATE MAILED: 06/07/2002

9

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

DEAFCE-1994

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/963,333	09/24/2001	Stanton	11926-015002

EXAMINER	
CHAKRABARTI, ARUN K	
ART UNIT	PAPER NUMBER
1634	9

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application

1. The communication filed on May 15, 2002, is non-responsive to the prior Office action because it fails to comply with the Election/Restriction requirement under 35 U.S.C. 121 which requires the election of a single disclosed species even though this requirement is traversed. Specifically, no species was elected in claim 49 which comprises 53 patentably distinct nucleic acid species. Since the response appears to be *bona fide*, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is required to complete the response within a TIME LIMIT of ONE MONTH from the date of this letter or within the time remaining in the response period of the last Office action, whichever is longer. Applicant may elect to either extend the period for response set in the last office action up to a maximum of SIX MONTHS or to extend from this ONE MONTH limit under 37 CFR 1.136 (a) or (b) up to SIX MONTHS from the mailing date of this letter.

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Arun Chakrabarti, Ph.D. whose telephone number is (703) 306-5818.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, W. Gary Jones, can be reached on (703) 308-1152.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group analyst Chantae Dessau whose telephone number is (703) 605-1237.

Papers related to this application may be submitted to Technology Center 1600 by facsimile transmission via the P.T.O. Fax Center located in Crystal Mall 1. The CM1 Fax Center numbers for Technology Center 1600 are either (703) 305-3014 or (703) 308-4242. Please note that the faxing of such papers must conform with the Notice to Comply published in the Official Gazette, 1096 OG 30 (November 15, 1989).

Arun Chakrabarti
Patent Examiner
Art Unit 1634

June 4, 2002


W. Gary Jones
Supervisory Patent Examiner
Technology Center 1600